

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF PENNSYLVANIA**

LASHEENA SIPP-LIPSCOMB AND	:	CIVIL ACTION NO. 20-cv--01926
ANDRES GARDIN, SR., Individually and in	:	
their own right and as Parents and Natural	:	
Guardians of ANDRES GARDIN, JR., a minor	:	
	:	
V.	:	
	:	
EINSTEIN PHYSICIANS PENNYPACK	:	
PEDIATRICS, et al	:	
	:	

**PROPOSED POINTS FOR CHARGE OF DEFENDANTS,
CHARLES W. CONCODORA, M.D. AND UROLOGY FOR CHILDREN**

In addition to the instructions required by law or deemed appropriate by this Honorable Court, Defendants, Charles W. Concodora, M.D. and Urology for Children, respectfully request that this Honorable Court instruct the jury with the following charges:

PENNSYLVANIA SUGGESTED STANDARD JURY INSTRUCTIONS:

SSJI 2.10 – Deposition Testimony

SSJI 2.5 – Stipulations of Fact

SSJI 3.00 – Deposition Testimony and Videotape Testimony

SSJI 3.10 – Evidentiary Admissions--Answers to Interrogatories

SSJI 3.20 – Admissions of Fact (Pleadings, Responses to Requests for Admissions,
Interrogatories, Stipulations of Facts)

SSJI 4.00 – Direct and Circumstantial Evidence

SSJI 4.20 – Believability of Witnesses Generally

SSJI 4.30 – Conflicting Testimony

SSJI 4.40 – Intentionally False Testimony

SSJI 4.50 – Impeachment or Corroboration of Witness by Prior Inconsistent or Consistent
Statement

SSJI 4.80 – Expert Testimony

SSJI 4.90 – Expert Testimony: Hypothetical Question
SSJI 4.100 – Weighing Conflicting Expert Testimony
SSJI 4.120 – Expert Opinion – Basis for Opinion Generally
SSJI 5.00 – Burden of Proof and preponderance of Evidence
SSJI 5.20 – Number of Witnesses and Number of Exhibits
SSJI 7.90 – Other Contributing Factors
SSJI 12.00 – Concluding Instructions Generally
SSJI 13.00 – Issues in the Case
SSJI 13.10 – Negligence
SSJI 13.180 – Plaintiff's Comparative Negligence
SSJI 13.20 – Factual Cause
SSJI 14.00 – Medical Professional Negligence - Introduction
SSJI 14.10 – Medical Malpractice – Standard of Care
SSJI 14.20 – Medical Malpractice – Factual Cause
SSJI 14.30 – Medical Malpractice – Burden of Proof
SSJI 14.50 – Differing Schools of Thought Doctrine
SSJI 14.120 – Irrelevant Considerations
SSJI 14.130 – Comparative Negligence in Medical Malpractice Cases
SSJI 14.140 – Damages Generally
SSJI 14.150 – Medical Malpractice – Damages

Defendants, Charles W. Concodora, M.D. and Urology for Children, reserve the right to supplement this proposed Points for Charge up to and during the time of trial.

GERMAN, GALLAGHER & MURTAGH

Date: January 16, 2023

BY: /s/ John P. Shusted
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Urology for Children

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on January 16, 2023, a true and correct copy of Defendants, Charles W. Concodora, M.D. and Urology for Children's, Proposed Points for Charge was filed with the Court and served upon counsel of record via the Court's ECF System.

GERMAN, GALLAGHER & MURTAGH

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